

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Masumi Sakai

Attorney Docket No.: SMDZP106

Application No.: 09/779,125

Examiner: A.C. Lavarias

Filed: February 7, 2001

Group: 2872

Title: FURNACE-TYPE ATOMIC ABSORPTION  
SPECTROPHOTOMETER

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on September 29, 2004 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: \_\_\_\_\_

Deborah Neill

**NOTICE OF APPEAL**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed August 13, 2004 finally rejecting Claims 12, 13, 15 and 16.

The item(s) checked below are appropriate:

Appeal Fee: ☐ \$165.00 (Small Entity) ☒ \$330.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply:

☐ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR

1.17(a)-(d)) for the total number of months checked below:

10/07/2004 MHEKONEW 00000015 09779125

01 FC:1401

330.00 OP

<u>Months</u>	<u>Large Entity</u>	<u>Small Entity</u>
<input type="checkbox"/> one	\$110.00	\$ 55.00
<input type="checkbox"/> two	\$420.00	\$210.00
<input type="checkbox"/> three	\$950.00	\$475.00

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for \_\_\_\_\_ month(s) has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

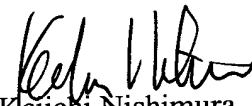
Total Fee Due

Notice of Appeal Fee	\$330
Extension Fee (if any)	\$
Total Fee Due	\$330

☒ Enclosed is Check No. 9705 in the amount of \$330.

☒ Charge any additional fees or credit any overpayment to Deposit Account No. 500388, (Order No. SMDZP106).

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP

  
Kenichi Nishimura  
Reg. No. 29,093

P.O. Box 778  
Berkeley, CA 94704-0778  
(510) 843-6200